

IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF CALIFORNIA

DARNEY RAY WHITE,) No. CV-F-05-946 REC
) (No. CR-F-03-5308 REC)
)
)
Petitioner,) ORDER GRANTING PETITIONER'S
) MOTION TO WITHDRAW MOTION
) PURSUANT TO 28 U.S.C. §
) 2255, DISMISSING SECTION
) 2255 MOTION AND DIRECTING
) ENTRY OF JUDGMENT FOR
) RESPONDENT
vs.)
)
)
UNITED STATES OF AMERICA,)
)
)
Respondent.)
)
)

On October 13, 2005, petitioner Darney Ray White filed a motion to withdraw the motion to vacate, set aside or correct sentence pursuant to 28 U.S.C. § 2255 filed on July 25, 2005, as amended on August 22, 2005.

ACCORDINGLY:

1. Petitioner's motion to withdraw the motion to vacate, set aside or correct sentence pursuant to 28 U.S.C. § 2255 filed on July 25, 2005, as amended on August 22, 2005, is granted.

1 2. This action is dismissed.

2 3. The Clerk of the Court is directed to enter judgment for
3 respondent.

4 IT IS SO ORDERED.

5 **Dated: October 14, 2005**
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5 /s/ Robert E. Coyle
6 UNITED STATES DISTRICT JUDGE

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